THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.23738 OF 2006

ORAL ORDER:

This writ petition is filed aggrieved by the notice dated 8.7.2006 issued by the respondent under Section 13 (2) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short "the Act").

The petitioner states that having received the said notice, he made a representation dated 30.10.2006 in terms of sub-section (3-A) of Section 13 of the Act. This writ petition is filed expressing apprehension that the respondent may bring the secured asset to sale without considering his representation dated 30.10.2006.

Having heard the learned counsel for the petitioner and having regard to the material available on record, without expressing any opinion as to the liability of the petitioner, the writ petition is disposed of with a direction to the respondent to consider the representation of the petitioner dated 30.10.2006 in terms of sub-section (3-A) of Section 13 of the Act. There shall a further direction to the respondent not to take any coercive steps without following the mandatory procedure prescribed under the provisions of the Act and the Rules made thereunder. No costs.

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(G. ROHINI, J.)

15th November, 2006.
Issue CC in two days.
Kgr

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.23738 OF 2006

15th November, 2006.

Between:

P. Laxman Goud. .. Petitioner.

And

The Chief Manager, (Advances & Mass Affluent), State Bank of India, St. John Road Branch, Secunderabad. .. Respondent.